

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

TIMOTHY FERRISS, et al.,

Plaintiffs,

v.

ALLIANCE PUBLISHING, INC., et al.,

Defendants.

Case No. 15-cv-05675-EMC

**ORDER TEMPORARILY VACATING
FURTHER BRIEFING AND HEARING
ON DEFENDANTS' MOTION FOR
LEAVE TO FILE AMENDED ANSWER
AND AFFIRMATIVE DEFENSES**

Docket No. 33


Plaintiffs have filed suit against multiple Defendants, including but not limited to Wealth Partners Publishing ("WPP"), which appears to be an Illinois corporation, and Candice Cunningham, who appears to be affiliated with WPP. Previously, Plaintiffs moved to strike WPP's answer on the ground that the answer had been filed by Ms. Cunningham (on WPP's behalf) but she is not an attorney. *See* Docket No. 29 (motion). Subsequently, Ms. Cunningham filed – on both her behalf and WPP's – a motion for leave to file an amended answer and affirmative defenses. *See* Docket No. 33 (motion). Plaintiffs then withdrew their motion based on their understanding that Ms. Cunningham was trying to retain counsel to represent both herself and WPP. According to Plaintiffs, "[o]nce counsel has been retained, Plaintiffs anticipate entering a stipulation to permit Defendants Cunningham and [WPP] to file an amended Answer." Docket No. 43 (Not. at 2).

In light of the above circumstances, the Court concludes that, as a matter of efficiency, it makes sense to temporarily **VACATE** further briefing and the hearing on Ms. Cunningham and WPP's motion for leave to file an amended answer and affirmative defenses. Within 60 days of the date of this order, the parties are to **jointly** report back on (1) whether Ms. Cunningham and

1 WPP have been able to retain counsel and (2) whether it is necessary to proceed with briefing and
2 hearing on the motion for leave to file an amended answer and affirmative defenses.

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4 **IT IS SO ORDERED.**

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6 Dated: March 23, 2016

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8 EDWARD M. CHEN
United States District Judge